Executive Summary – Enforcement Matter – Case No. 43698 Town of Lakewood Village RN101917706 Docket No. 2012-0512-MWD-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Three or more enforcement actions (NOVs, orders, etc.) over the prior five year period for the same violation(s).

Media:

MWD

Small Business:

No

Location(s) Where Violation(s) Occurred:

Town of Lakewood Village, located approximately 275 feet east of the intersection of Green Meadow Drive and Shoreline Drive, Denton County

Type of Operation:

Wastewater treatment plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: November 23, 2012

Comments Received: No

Penalty Information

Total Penalty Assessed: \$8,082

Amount Deferred for Expedited Settlement: \$0 Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$8,082 **Total Due to General Revenue:** \$0

Payment Plan: N/A

SEP Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Average Site/RN - Average

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: September 2002 and September 2011

Executive Summary – Enforcement Matter – Case No. 43698 Town of Lakewood Village RN101917706 Docket No. 2012-0512-MWD-E

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: January 30, 2012 and May 24, 2012

Date(s) of NOE(s): February 10, 2012 and June 15, 2012

Violation Information

- 1. Failed to timely submit monitoring results at the intervals specified in the permit [30 Tex. Admin. Code §§ 305.125(17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010903001, Monitoring and Reporting Requirements No. 1].
- 2. Failed to timely submit the annual sludge report for the monitoring period ending July 31, 2011 [30 Tex. Admin. Code § 305.125(17) and TPDES Permit No. WQ0010903001, Sludge Provisions].
- 3. Failed to comply with permitted effluent limits for ammonia nitrogen and total suspended solids [TPDES Permit No. WQ0010903001, Effluent Limitations and Monitoring Requirements No. 1, 30 Tex. Admin. Code § 305.125(1) and Tex. Water Code § 26.121(a)].
- 4. Failed to submit complete effluent monitoring results at the intervals specified in the permit [TPDES Permit No. WQ0010903001, Monitoring and Reporting Requirements No. 1, and 30 TEX. ADMIN. CODE §§ 305.125(17) and 319.1].

$Corrective \ Actions/Technical \ Requirements$

Corrective Action(s) Completed:

Respondent, through a new operator, has implemented the following corrective measures at the Facility:

- a. On April 26, 2012, submitted the discharge monitoring reports ("DMRs") for the months of June 2011 through October 2011 and the annual sludge report for the monitoring period ending July 31, 2011, and implemented procedures to ensure that DMRs and sludge reports will be submitted timely;
- b. On June 13, 2012 submitted revised DMRs with *Escherichia coli* data for the monitoring periods ending January 31, 2012, February 29, 2012 and March 31, 2012 and implemented procedures to ensure that all parameters are submitted at the intervals required by the permit; and

Executive Summary – Enforcement Matter – Case No. 43698 Town of Lakewood Village RN101917706 Docket No. 2012-0512-MWD-E

c. By May 31, 2012, the Respondent returned to compliance with permitted effluent limitations by replacing blowers, diffusers and some of the air headers and by maintaining the accumulated sludge from the Facility.

Technical Requirements:

N/A

Litigation Information

Date Petition(s) Filed: N/A Date Answer(s) Filed: N/A SOAH Referral Date: N/A Hearing Date(s): N/A Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Cheryl Thompson, Enforcement Division,

Enforcement Team 3, MC R-04, (817) 588-5886; Debra Barber, Enforcement Division,

MC 219, (512) 239-0412

TCEQ SEP Coordinator: N/A

Respondent: The Honorable Mike Schnittker, Mayor, Town of Lakewood Village, 100

Highridge Drive, Lakewood Village, Texas 75068

Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW) PCW Revision October 30, 2008 Policy Revision 2 (September 2002) DATES Assigned 13-Feb-2012 PCW 3-May-2012 Screening 29-Feb-2012 **EPA Due** RESPONDENT/FACILITY INFORMATION Respondent Town of Lakewood Village Reg. Ent. Ref. No. RN101917706 Facility/Site Region 4-Dallas/Fort Worth Major/Minor Source Minor CASE INFORMATION Enf./Case ID No. 43698 No. of Violations 1 Docket No. 2012-0512-MWD-E Order Type Findings Government/Non-Profit Yes Media Program(s) Water Quality Multi-Media Enf. Coordinator Cheryl Thompson EC's Team Enforcement Team 3 Admin. Penalty \$ Limit Minimum \$0 Maximum \$10,000 Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) \$200 Subtotal 1 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage. 157.0% Enhancement Subtotals 2, 3, & 7 Compliance History \$314 Enhancement for 24 months of self-reported effluent violations, three NOVs for same/similar violations, one NOV with dissimilar violations and one order with denial of liability. 0.0% Enhancement Subtotal 4 \$0 **Culpability** No The Respondent does not meet the culpability criteria. Notes Good Faith Effort to Comply Total Adjustments Subtotal 5 \$20 0.0% Enhancement* Subtotal 6 \$0 **Economic Benefit** Total EB Amounts *Capped at the Total EB \$ Amount Approx. Cost of Compliance SUM OF SUBTOTALS 1-7 Final Subtotal \$494 OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment \$0 Reduces or enhances the Final Subtotal by the indicated percentage.

Final Penalty Amount

Final Assessed Penalty

Reduction Adjustment

0.0%

\$494

\$494

\$494

\$0

Notes

Notes

STATUTORY LIMIT ADJUSTMENT

PAYABLE PENALTY

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

No deferral is recommended for Findings Orders.

Screening Date 29-Feb-2012

Docket No. 2012-0512-MWD-E

Respondent Town of Lakewood Village

Case ID No. 43698

Reg. Ent. Reference No. RN101917706

>> Co

Media [Statute] Water Quality Enf. Coordinator Cheryl Thompson Policy Revision 2 (September 2002) PCW Revision October 30, 2008

Compliance History Worksheet

Component	ry Site Enhancement (Subtotal 2) Number of	Enter Number Here	Adjust
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	27	135%
	Other written NOVs	1	2%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	1	20%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	n	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)		0%
AUVICS	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%

Ple	ase Enter Yes or No	
Environmental management systems in place for one year or more	No	0%
Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
Participation in a voluntary pollution reduction program	No	0%
Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 157%

Adjustment Percentage (Subtotal 7)

>> Repeat Violator (Subtotal 3) No Adjustment Percentage (Subtotal 3) >> Compliance History Person Classification (Subtotal 7)

>> Compliance History Summary

Average Performer

Compliance **History** Notes

Enhancement for 24 months of self-reported effluent violations, three NOVs for same/similar violations, one NOV with dissimilar violations and one order with denial of liability.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 157%

Screening Date		Docket No. 2012-0512-MWD-E	PCW
Kespondeni Case ID No	Town of Lakewood Village 43698		Policy Revision 2 (September 2002) PCW Revision October 30, 2008
Reg. Ent. Reference No			
Media [Statute] Enf. Coordinator			
Violation Number			
Rule Cite(s)		05.125(17) and 319.7(d) and Texas Pollutant E FPDES") Permit No. WQ0010903001, Monitoring	
		Reporting Requirements No. 1	
	Failed to timely submit m	onitoring results at the intervals specified in the	permit.
Violation Description		at failed to submit discharge monitoring reports 2011, and July 2011 by the 20th day of the foll	
		month.	
		Base	Penalty \$10,000
>> Environmental, Prope	rty and Human Healti Harm	h Matrix	
Release OR Actua	Major Moderate	Minor	
OR Actua Potentia		Percent 0%	
>>Programmatic Matrix			
Falsification	Major Moderate		and a second
		Percent 1%	
Matrix	less than 30% of t	he rule requirement was not met.	
Notes			
		Adjustment	\$9,900
			\$100
Violation Events			
	Violation Events 2	60 Number of violation of	lave
Number of	•	Number of violation c	ays
	daily weekly		***************************************
mark only one	monthly	Violation Base	Paralin dage
with an x	quarterly semiannual	Aiolation pase	Penalty \$200
inconstruction	annual x		
	• <u>L</u>		
	Two single events are rec	ommended (one event for each report).	
Good Faith Efforts to Com	ply 10.0%	Reduction NOV to EDPRP/Settlement Offer	\$20
	Extraordinary		
	Ordinary N/A	(mark with x)	
	The Resn	ondent returned to compliance by April 26,	
	Notes	2012.	
	4	Violation 9	Subtotal \$180
Economic Benefit (EB) for	this violation	Statutory Limit	
		\$2 Violation Final Penal	
EStima	ted EB Amount		
	inis vič	plation Final Assessed Penalty (adjusted fo	r limits) \$494]

Media Violation No.	Water Quality 1					Percent Interest	Years of Depreciation
						5.0	1.
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs				,			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land			(R) (E) (B)	0.00	\$0	n/a	<u>\$0</u>
Record Keeping System				0.00	<u>\$0</u>	n/a	<u>\$0</u>
Training/Sampling		<u> </u>		0.00	\$0 \$0	n/a	\$0 \$0
Remediation/Disposal				0.00	Control of the Contro	n/a	>U
				0.00			*^
Permit Costs Other (as needed)			I submit the mis		\$0 \$2 MRs (\$25 per repo	n/a n/a ort). Date required is	
	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D ne date omic be	\$0 \$2 MRs (\$25 per reportance of compliance of the complex of the com	n/a n/a ort). Date required is e cost of training an no. 1 of the accomp	\$2 the date the d updating anying PCW.
Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0,77 ssing D ne date omic be	\$0 \$2 MRs (\$25 per repo of compliance. The mefit for violation og item (except	n/a n/a n/a ort). Date required is e cost of training an no. 1 of the accomp	\$2 s the date the d updating anying PCW. led costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0,77 ssing D ne date omic be enterir 0.00	\$0 \$2 MRs (\$25 per repo of compliance. The enefit for violation ing item (except \$0	n/a n/a n/a nrt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0	\$2 the date the d updating anying PCW. led costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D ne date omic be enterir 0.00 0.00	\$0 \$2 MRs (\$25 per repo of compliance. The nefit for violation of item (except \$0 \$0	n/a n/a n/a nt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0 \$0	\$2 s the date the d updating anying PCW. led costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D ne date omic be enterir 0.00 0.00	\$0 \$2 MRs (\$25 per repo of compliance. The nefit for violation of item (except) \$0 \$0 \$0	n/a n/a n/a nrt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0 \$0 \$0 \$0	\$2 s the date the d updating anying PCW. led costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D ne date omic be enterir 0.00 0.00 0.00	\$0 \$2 MRS (\$25 per report of compliance. The inefit for violation of v	n/a n/a n/a n/a n/a nrt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0 \$0 \$0 \$0 \$0 \$0	\$2 s the date the d updating anying PCW. led costs) \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D se date pmic be enterin 0.00 0.00 0.00 0.00	\$0 \$2 MRs (\$25 per repc of compliance. The mefit for violation of item (except \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a n/a nrt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$2 s the date the d updating anying PCW. led costs) \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co first missi operational	ost to prepare and ng DMR was due. guidance is includ	I submit the mis Final date is the led in the econo	0.77 ssing D ne date omic be enterir 0.00 0.00 0.00	\$0 \$2 MRS (\$25 per report of compliance. The inefit for violation of v	n/a n/a n/a n/a n/a nrt). Date required is e cost of training an no. 1 of the accomp for one-time avoic \$0 \$0 \$0 \$0 \$0 \$0	\$2 s the date the d updating anying PCW. led costs) \$0 \$0 \$0 \$0

Penalty Calculation Worksheet (PCW) Policy Revision 3 (September 2011) PCW Revision August 3, 2011 Assigned 13-Feb-2012 PCW 9-Aug-2012 Screening 29-Feb-2012 **EPA Due** RESPONDENT/FACILITY INFORMATION Respondent Town of Lakewood Village Reg. Ent. Ref. No. RN101917706 Facility/Site Region 4-Dallas/Fort Worth Major/Minor Source Minor **CASE INFORMATION** Enf./Case ID No. 43698 No. of Violations 4 Docket No. 2012-0512-MWD-E Order Type Findings Government/Non-Profit Yes Media Program(s) Water Quality Multi-Media Enf. Coordinator Cheryl Thompson EC's Team Enforcement Team 3 \$0 Admin. Penalty \$ Limit Minimum Maximum \$25,000 Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 \$4,250 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage. 100.0% Enhancement Subtotals 2, 3, & 7 Compliance History \$4,250 Enhancement for 24 months of self-reported effluent violations, three NOVs for same/similar violations, one NOV with dissimilar violations and Notes one order with denial of liability. Subtotal 4 \$0 Culpability No 0.0% Enhancement The Respondent does not meet the culpability criteria. Notes Good Faith Effort to Comply Total Adjustments Subtotal 5 \$912 **Economic Benefit** 0.0% Enhancement* Subtotal o \$0 Total EB Amounts *Capped at the Total EB \$ Amount \$300 Approx. Cost of Compliance \$10,450 \$7,588 **SUM OF SUBTOTALS 1-7** Final Subtotal 0.0% OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment \$0 Reduces or enhances the Final Subtotal by the indicated percentage Notes Final Penalty Amount \$7,588 STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty \$7,588 Reduction \$0 **DEFERRAL** 0.0% Adjustment Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

No deferral is recommended for Findings Orders.

\$7,588

Notes

PAYABLE PENALTY

Screening Date 29-Feb-2012

Docket No. 2012-0512-MWD-E

Respondent Town of Lakewood Village

Case ID No. 43698

Reg. Ent. Reference No. RN101917706

>> Final Compliance History Adjustment

Media [Statute] Water Quality Enf. Coordinator Cheryl Thompson

Policy Revision 3 (September 2011) PCW Revision August 3, 2011

Component	ory <i>Site</i> Enhancement (Subtotal 2) Number of	Enter Number Here	Adjus
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	27	135%
	Other written NOVs	1	2%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	1	20%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	P1. 101.11 1 111.001.00 1 1 1 1 1 1 1 1 1	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	And the second s	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%
Audits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
	Ple	ease Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
	Adjustment Per	rcentage (Sub	total 2
eat Violator (vaantana (Sub	total 3
No		centage (SUD	iotai 3
pliance Histo	ory Person Classification (Subtotal 7)		
Average Pe	erformer Adjustment Per	centage (Sub	total 7
pliance Histo	ory Summary		
Compliance History Notes	Enhancement for 24 months of self-reported effluent violations, three NOVs for violations, one NOV with dissimilar violations and one order with denial of		

Final Adjustment Percentage *capped at 100%

Screening Dat		Docket No. 2012-0512-MWD-E	PCW
Responder Case ID No	Town of Lakewood Village		Policy Revision 3 (September 2011) PCW Revision August 3, 2011
Reg. Ent. Reference No			PCW REVISION August 3, 2011
Media [Statute] Water Quality		
Enf. Coordinate Violation Number	Cheryl Thompson		
Rule Cite(30 Tex. Admin. Code §§ 30 Elimination System ("T	05.125(17) and 319.7(d) and Texas Pollutant PDES") Permit No. WQ0010903001, Monitorin Reporting Requirements No. 1	
Violation Description	_ Specifically, the Responden	onitoring results at the intervals specified in the t failed to submit discharge monitoring reports at 2011 through October 2011 by the 20th day following month.	s ("DMRs")
		Bas	e Penalty \$25,000
>> Environmental, Prop	erty and Human Health	n Matrix	***************************************
	Harm		To the second se
Releas OR Actu		Minor	,
Potenti		Percent 0.0%	
>>Programmatic Matrix			
Falsification		Minor	
		Percent 1.0%	
Matrix Notes	Less 30% of the	rule requirement was not met.	
		Adjustment	\$24,750
			\$250
Violation Events			
Number o	f Violation Events 3	92 Number of violation	days
mark only one with an x	daily weekly monthly quarterly semiannual annual single event x	Violation Bas	e Penalty \$750

	Three single events are re	commended (one event for each report).	
Good Faith Efforts to Cor	nply 10.0%	6 Reduction	\$75
	Before NOV Extraordinary	NOV to EDPRP/Settlement Offer	
	Ordinary	X	
	N/A	(mark with x)	
	Notes The Resp	ondent returned to compliance by April 26, 2012.	
		Violation	Subtotal \$675
Economic Benefit (EB) fo	or this violation	Statutory Limit	
Estima	ated EB Amount		
	This vio	olation Final Assessed Penalty (adjusted f	or limits) \$1,425

	E.	conomic	Deneni		IKSHEEL		
Respondent	Town of Lakev	vood Village				343399993333244444444444444444444444444	
Case ID No.	43698						
eg. Ent. Reference No.	RN101917706	ı					
Media	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
• Ioiution ito:	-					5.0	1
		n	Final Date		Tabassah Cassad	Onetime Costs	EB Amount
72 P		Date Required	rillai Date	115	Interest Javeu	Offetime Costs	LD AIROUN
Item Description	No commas or ≱						
Delayed Costs							
Equipment		<u> </u>		0.00	\$0	\$0	\$0
Buildings		<u> </u>		0.00	<u>\$0</u>	\$0	\$0
Other (as needed)	<u></u>	<u> </u>		0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	<u>\$0</u>	n/a	<u>\$0</u>
Training/Sampling	\$250	30-Jan-2012	26-Apr-2012	0.24	\$3 \$0	n/a n/a	\$3 \$0
	Between the control of the control filling.	 *** The Profit in terrapida da d		3 (1 (1) (%()	n/a	Salah Barang
Remediation/Disposal					************	***************************************	
Remediation/Disposal Permit Costs Other (as needed)			nd submit the m	0.00 0.60 issing (\$0 \$2 DMRs (\$25 per rep	n/a n/a ort), and to update	\$0 \$2 the Facility's
Permit Costs	Estimated of operational gu	cost to prepare ar iidance and condu and timely submi	nd submit the mi act employee tra tted. Dates requ	0.00 0.60 issing t ining t iired ar	\$0 \$2 OMRs (\$25 per rep o ensure that all re	n/a n/a ort), and to update eporting requirement t DMR was due and	\$0 \$2 the Facility's ats are properly
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0,00 0.60 Issing I aining t aired ar Il date	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the firs s the date of com	n/a n/a ort), and to update eporting requirement t DMR was due and	\$0 \$2 the Facility's its are properly the date of the
Permit Costs Other (as needed)	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 Issing I Jired ar Il date Interir 0.00	\$0 \$2 DMRs (\$25 per rep o ensure that all n e the date the firs is the date of com ig item (except)	n/a n/a nort), and to update eporting requirement t DMR was due and pliance.	\$0 \$2 the Facility's nts are properly the date of the ded costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 issing the sired are all date of the sired are	\$0 \$2 DMRs (\$25 per rep o ensure that all n e the date the firs is the date of com ng item (except 1 \$0 \$0	n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoic \$0 \$0	\$0 \$2 the Facility's nts are properly the date of the ded costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	o.00 0.60 ssing I siring t ired ar date onterir 0.00 0.00	\$0 \$2 DMRs (\$25 per rep o ensure that all re the date the firs is the date of come ig item (except) \$0 \$0 \$0	n/a n/a n/a ort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 issing I ining the side of th	\$0 \$2 DMRs (\$25 per rep o ensure that all n e the date the firs is the date of com ag item (except \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a nort), and to update eporting requirement th DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 issing I siring the sired and date one of the sired and date	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the first is the date of comp gitem (except \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 ssing I sining the sining the s	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the firs is the date of comp gitem (except) \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 issing I siring the sired and date one of the sired and date	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the first is the date of comp gitem (except \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 ssing I sining the sining the s	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the firs is the date of comp gitem (except) \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properl the date of th led costs) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	Estimated (operational gu accomplished	cost to prepare ar iidance and condu and timely submi reco	nd submit the mi act employee tra tted. Dates requ ord review. Fina	0.00 0.60 ssing I sining the sining the s	\$0 \$2 DMRs (\$25 per rep o ensure that all re e the date the firs is the date of comp gitem (except) \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a nort), and to update eporting requirement t DMR was due and pliance. for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$2 the Facility's hts are properly the date of the ded costs) \$0 \$0 \$0 \$0 \$0 \$0

PCW nion 3 (September 2011)		eening Date 29		
Revision August 3, 2011	43698 PCW R RN101917706	Case ID No. 4: eference No. R	C Ent. Ref	Reg. I
	Cheryl Thompson	lia [Statute] W Coordinator Co Diation Number	Enf. C	
	30 Tex. Admin. Code § 305.125(17) and TPDES Permit No. WQ0010903001, Sludge Provisions	Rule Cite(s) 3		
	Failed to timely submit the annual sludge report for the monitoring period ending July 31, 2011 by September 1, 2011.	ion Description	Violatio	
\$25,000	Base Penalty[
Addition		Release Actual	ironmer	>> Envi OR
	Fercent 0.0%	Potential atic Matrix	ıramma	>>Proa
	Major Moderate Minor x Percent 1.0%	Falsification		
	Less than 30% of the rule requirement was not met.		Matrix Notes	
	Adjustment \$24,750			
\$250				
	Violation Events 1 181 Number of violation days		n Event	/iolatio
	daily			
\$250	weekly monthly quarterly semiannual Semiannual Violation #356 Penalty	mark only one with an x		
000	Single event X One single event is recommended.			
\$25	ply 10.0% Reduction		 	
, , , , , , , , , , , , , , , , , , , 	Ply 10.0% Reduction Before NOV NOV to EDPRP/Settlement Offer Extraordinary	forts to Compl E	HUI EIIC	jeou ra
	Ordinary X X (mark with x)			
	Notes The Respondent returned to compliance by April 26, 2012.			
\$225	Violation Subtotal			
\$475	this violation Statutory Limit Test ed EB Amount \$2 Violation Final Penalty Total	efit (EB) for t	iic Bene	iconom
\$475	This violation Final Assessed Penalty (adjusted for limits)			

	<u>Bandania kamananan kananan kana</u>	9383#38438439:\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\			rksheet		
	Town of Lakew	ood Village					
Case ID No.				4			
eg. Ent. Reference No.	RN101917706						
Media	Water Quality					Percent Interest	Years of
Violation No.	2					rercent interest	Depreciation
	_					5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description		•					
				4844444444			4-44-74-0-00000-4-4-4-4-0-0-0-0-0-0-0-0-
Delayed Costs				a	,		liillii <u>l</u> iilli
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0,00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs			فالمناف والمستعلق وا	0.00	\$0	n/a	\$0
Other (as needed)	\$50	1-Sep-2011					
Notes for DELAYED costs	Estimated co	st to prepare and				monitoring period e	
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	oual slu port wi enterii 0.00 0.00	dge report for the as due. Final date	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0	nding July 31, liance. led costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	enterii 0.00 0.00 0.00	dge report for the as due. Final date grade grad	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0 \$0	nding July 31, liance. s0 \$0 \$0 \$0
Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	ual slu port wa enteria 0.00 0.00 0.00 0.00	dge report for the as due. Final date sque. \$0 \$0 \$0 \$0 \$0	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	nding July 31, liance. led costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	port watering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	dge report for the as due. Final date ng item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0	nding July 31, liance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	ual slu port wa enteria 0.00 0.00 0.00 0.00	dge report for the as due. Final date sque. \$0 \$0 \$0 \$0 \$0	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	nding July 31, liance. led costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co 2011	st to prepare and Date required is	submit the anr the date the re	port watering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	dge report for the as due. Final date ng item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	monitoring period e is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0	nding July 31, liance. led costs) \$0 \$0 \$0 \$0 \$0 \$0

Screening Date		PCW
Respondent Case ID No.	· ·	y Revision 3 (September 2011) PCW Revision August 3, 2011
Reg. Ent. Reference No.		TOWN NEVISION / NOGOSC S/ EDIT
Media [Statute]		**************************************
Enf. Coordinator Violation Number		www.
Rule Cite(s)		
	Requirements No. 1, 30 Tex. Admin. Code § 305.125(1) and Tex. Water Code	e §
	26.121(a)	
Violation Description	Failed to comply with permitted effluent limits, as documented during a reco review conducted on May 24, 2012. See attached table.	rd .
	Base Per	nalty \$25,000
>> Environmental, Proper	ty and Human Health Matrix	
	Harm	*
Release OR Actual		
Potential		
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
	Percent 0.0%	
10000 PSS18811111111866		
	model was used to evaluate ammonia nitrogen to determine whether the dischar pollutants exceeded levels that are protective of human health or the environme	
Matrix Total suspend	led solids were also considered. As a result of these discharges, human health o	
	has been exposed to insignificant amounts of pollutants which do not exceed le	
	that are protective of human health or environmental receptors.	
	Adjustment \$2	3,750
	Aujustinein 32.	5,730
		\$1,250
Violation Events		
Number of	Violation Events 2 122 Number of violation days	
	daily	
	weekly	
mark only one	monthly quarterly x Violation Base Pe	nalty \$2,500
with an x	semiannual	, , , , , , , , , , , , , , , , , , ,
	annua!	
	single event	2441
	Two quarterly events are recommended.	
Good Faith Efforts to Com		\$625
	Before NOV NOV to EDPRP/Settlement Offer Extraordinary	
	Ordinary x	
	N/A (mark with x)	
	The Respondent returned to compliance with permitted	
	Notes effluent limits by May 31, 2012.	
	Violation Sub	total \$1,875
Economic Benefit (EB) for	this violation Statutory Limit Tes	st
Estimat	ed EB Amount \$292 Violation Final Penalty	Total \$4,375
	This violation Final Assessed Penalty (adjusted for lin	mits) \$4,375

		conomic	DENETIL	wu	IVALLEEF		
Respondent		vood Village					
Case ID No.							
eg. Ent. Reference No.	RN101917706					\$440,000,000,000,000,000,000,000,000,000	
Media	Water Quality					Percent Interest	Years of
Violation No.	3					reitent linerest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs			<u> </u>				
			Na Maria de la Calendaria	0.00	\$0	n/a	\$0
Other (as needed)			oce the diffusers			n/a n/a . Also the cost to in	
,	The estim	ated cost to repla	ace the diffusers	0.58 , blowe nulated	\$292 ers, and air header I sludge from the F	n/a	\$292 ncrease the ed is the month
Other (as needed) Notes for DELAYED costs Avoided Costs	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 , blowe nulated docum	\$292 ers, and air header I sludge from the Foented. Final date ng item (except	n/a r. Also the cost to in facility. Date requir is the date of comp	\$292 Increase the library the month liance. Ided costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 blower docum enterii 0.00	\$292 ers, and air header i sludge from the F nented. Final date ng item (except \$0	n/a r. Also the cost to infacility. Date require is the date of comp for one-time avoid \$0	\$292 Increase the led is the month liance. ded costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 pulated documentering 0.00 0.00	\$292 ers, and air header i sludge from the Finented. Final date ng item (except \$0 \$0	n/a T. Also the cost to infacility. Date require is the date of comp for one-time avoid \$0 \$0	\$292 Increase the liance. 1ed costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 pulated documentering 0.00 0.00 0.00	\$292 ers, and air header i sludge from the Finented. Final date ng item (except \$0 \$0 \$0 \$0	n/a . Also the cost to infacility. Date require is the date of comp for one-time avoid \$0 \$0 \$0	\$292 Increase the liance. Jed costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 , blower outsteed documentering 0.00 0.00 0.00 0.00	\$292 ers, and air header I sludge from the Fented. Final date ng item (except \$0 \$0 \$0 \$0	n/a r. Also the cost to in a careful to the date of composition of the date of composition of the date of composition one-time avoid \$0 \$0 \$0 \$0 \$0	\$292 Increase the ed is the month liance. Solution
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 i, blower nulated docum cnterii 0.00 0.00 0.00 0.00	\$292 ers, and air header I sludge from the F nented. Final date 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$	n/a r. Also the cost to in facility. Date require is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$292 Increase the ed is the month liance. Ied costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 blower ulated documentering 0.00 0.00 0.00 0.00 0.00 0.00	\$292 ers, and air header is sludge from the Final date ing item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r. Also the cost to infacility. Date require is the date of composition of the date of the da	\$292 Increase the led is the month liance. See See See See See See See See See Se
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 i, blower nulated docum cnterii 0.00 0.00 0.00 0.00	\$292 ers, and air header I sludge from the F nented. Final date 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$0 1 \$	n/a r. Also the cost to in facility. Date require is the date of comp for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$292 Increase the ed is the month liance. Ied costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 blower ulated documentering 0.00 0.00 0.00 0.00 0.00 0.00	\$292 ers, and air header is sludge from the Final date ing item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r. Also the cost to infacility. Date require is the date of composition of the date of the da	\$292 Increase the led is the month liance. See See See See See See See See See Se
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	The estim frequency of t the f	ated cost to repla he removal and d irst non-complian	ace the diffusers lisposal of accun t excursion was	0.58 blower ulated documentering 0.00 0.00 0.00 0.00 0.00 0.00	\$292 ers, and air header is sludge from the Final date ing item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r. Also the cost to infacility. Date require is the date of composition of the date of the da	\$292 Increase the led is the month liance. See See See See See See See See See Se

Screening Date		Docket No. 2012-0512-MWD-E	PCW
	Town of Lakewood Village	Poi	licy Revision 3 (September 2011)
Case ID No. Reg. Ent. Reference No.			PCW Revision August 3, 2011
Media [Statute]			
Enf. Coordinator			
Violation Number			
Rule Cite(s)	ILDES LEITHE INC. MAANTI	0903001, Monitoring and Reporting Requirements . Admin. Code §§ 305.125(17) and 319.1	No. 1,
Violation Description	permit. Specifically, the F	effluent monitoring results at the intervals specified despondent did not report the values for Escherichia ng periods ending January 31, 2012, February 29, and March 31, 2012.	a coli
		Base P	enalty \$25,000
>> Environmental, Proper	ty and Human Health	ı Matriy	
	Harm		
Release OR Actual		Minor	
Potential		Percent 0.0%	
>>Programmatic Matrix Falsification	Major Moderate	Minor	
		X Percent 1.0%	A CONTRACTOR OF THE CONTRACTOR
Matrix	Locs than 30% of t	he rule requirement was not met.	
Notes	Less tilait 2076 of t	re the requirement was not met.	
<u> </u>			
		Adjustment \$	24,750
			\$250
Violation Events			
Violation Events			
Number of '	Violation Events 3	91 Number of violation day	S
	daily weekly monthly		
mark only one with an x	quarterly semiannual annual single event x	Violation Base Po	enalty \$750
	Three single	events are recommended.	
Good Faith Efforts to Com	ply 25.0%	6 Reduction	\$187
	Before NOV Extraordinary	NOV to EDPRP/Settlement Offer	
	Ordinary x		
	N/A	(mark with x)	
	Notes The Resp	ondent returned to compliance by June 13, 2012.	
		Violation Sul	ototal \$563
Economic Benefit (EB) for	this violation	Statutory Limit Te	st
Estimat	ed EB Amount	\$1 Violation Final Penalty	Total \$1,313
	This vi	olation Final Assessed Penalty (adjusted for li	mits) \$1,313
	1115 VI	olution i mai Assessed Femalty (adjusted for m	

eg. Ent. Reference No Media	Water Quality						Years of
Violation No.	• •					Percent Interest	Depreciation
2.0.0						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description							
	r no commos or y						
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)							
	Barrio Santa de Caracteria de la compansión de la compans) to submit revi	0.31 sed DM	\$1 Rs for the months	n/a of January, Februar	. The figure of the end of the contract of
Notes for DELAYED costs	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DM t DMR	\$1 Rs for the months was due. Final da	n/a of January, Februar te is the date of com	ry, and March opliance.
Notes for DELAYED costs Avoided Costs	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DM t DMR	\$1 Rs for the months was due. Final da	n/a of January, Februar te is the date of con for one-time avoic	y, and March opliance. led costs)
Notes for DELAYED costs Avoided Costs Disposal	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DM t DMR enterio	\$1 Rs for the months was due. Final da ng item (except \$0	n/a of January, Februar te is the date of con for one-time avoic	y, and March npliance. led costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	enterii	\$1 Rs for the months was due. Final da ng item (except \$0 \$0	n/a of January, Februar te is the date of con for one-time avoic \$0 \$0	y, and March ippliance. led costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterin 0.00 0.00	\$1 Rs for the months was due. Final da rg item (except \$0 \$0 \$0 \$0	n/a of January, Februar te is the date of con for one-time avoic \$0 \$0 \$0	y, and March npliance. led costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling Supplies/equipment	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	enterii 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da ng item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoic \$0 \$0 \$0 \$0 \$0	y, and March opliance. led costs) \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterin 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da ng item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	y, and March opliance. so so so so so
Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterii 0.00 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da file (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	y, and March opliance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterin 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da file (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	y, and March opliance. so so so so so
Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterii 0.00 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da file (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	y, and March opliance. so s
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated co 2012.	ost (\$25 per DMR) Date required is t) to submit revi he date the firs	0.31 sed DMR t DMR enterii 0.00 0.00 0.00 0.00 0.00	\$1 Rs for the months was due. Final da file (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	of January, Februar te is the date of com for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	y, and March opliance. led costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

TOWN OF LAKEWOOD VILLAGE TPDES PERMIT NO. WQoo10903001; RN101917706 DOCKET NO. 2012-0512-MWD-E; CASE NO. 43698

	NH3-N Daily Avg. Conc.	NH3-N Single Grab Conc.	TSS Daily Avg. Conc.	TSS Single Grab Conc.
Month/Year	3 mg/L	15 mg/L	15 mg/L	60 mg/L
October 2011	8.45	16.7	c	С
February 2012	4.33	С	c	С
March 2012	6.35	С	31.83	111

mg/L = milligrams per liter TSS = total suspended solids

Avg. = average c = compliant

Conc. = concentration NH3-N = ammonia nitrogen **Compliance History Report**

CN603180423 Town of Lakewood Village Classification: AVERAGE Rating: 4.26 Customer/Respondent/Owner-Operator: RN101917706 TOWN OF LAKEWOOD VILLAGE Classification: AVERAGE Site Rating: 4.26 Regulated Entity: WO0010903001 PERMIT ID Number(s): WASTEWATER EPA ID TX0026565 WASTEWATER WQ0010903001 WASTEWATER LICENSING LICENSE 275 feet east of the intersection of Green Meadow Drive and Location:

Shoreline Drive, Denton County

TCEQ Region: REGION 04 - DFW METROPLEX

Date Compliance History Prepared: July 02, 2012 Agency Decision Requiring Compliance History: Enforcement

July 02, 2007 to July 02, 2012 Compliance Period:

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

(817) 588-5886 Cheryl Thompson Phone:

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period?

NO 2. Has there been a (known) change in ownership/operator of the site during the compliance period?

N/A 3. If YES, who is the current owner/operator?

N/A 4. If YES, who was/were the prior owner(s)/operator(s)?

N/A 5. If YES, when did the change(s) in owner or operator occur?

6. Rating Date: 9/1/2011 Repeat Violator: NO

Components (Multimedia) for the Site:

Name:

Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government.

Effective Date: 05/08/2011 ADMINORDER 2010-1664-MWD-E

Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)

30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: Effluent Limits PERMIT

Description: Failure to comply with permit effluent for 5-day carbonaceous biochemical oxygen demand and total chlorine as

documented by a TCEQ record review of self-reported data.

Classification: Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 305, SubChapter F 305.125(17)

30 TAC Chapter 319, SubChapter A 319.7(d)

Rgmt Prov: M & R Requirements No 1 OP

Description: Failure to submit effluent monitoring results at the intervals specified in the permit as documented by a TCEQ

record review.

Classification: Moderate

30 TAC Chapter 305, SubChapter F 305.125(17)

30 TAC Chapter 319, SubChapter A 319.1

Rqmt Prov: Sludge Reporting Requirements PERMIT

Description: Failure to submit sludge monitoring results at the intervals specified in the permit as documented by a TCEQ

record review.

Any criminal convictions of the state of Texas and the federal government. B.

C. Chronic excessive emissions events.

N/A

n The approval dates of investigations. (CCEDS Inv. Track. No.)

N/A

04/26/2012 (1003856)

04/26/2012 (1003857)2

3 04/26/2012 (1003858)

4 04/26/2012 (1003859)

04/26/2012 (1003860)5

6 04/26/2012 (1003861)

04/26/2012 (1003862)

_		(
8	04/26/2012 06/19/2012	(1003863) (1008074)
9· 10	04/26/2012	(1008074)
11	04/26/2012	(1010420)
12	04/20/2012	(571380)
13	03/05/2008	` '
14	03/03/2008	(618045) (679819)
15	05/06/2010	(797175)
16	08/03/2010	(827233)
17	04/28/2010	(827825)
18	08/03/2010	(845117)
19	08/03/2010	(845118)
20	08/03/2010	(845119)
21	08/03/2010	(845120)
22	08/03/2010	(845121)
23	08/03/2010	(845122)
24	08/03/2010	(845123)
25	08/03/2010	(845124)
26	08/03/2010	(845125)
27	08/03/2010	(845126)
28	08/03/2010	(845127)
29	08/03/2010	(845128)
30	08/03/2010	(845129)
31	08/03/2010	(845130)
32	08/03/2010	(845131)
33	08/03/2010	(845132)
34	08/03/2010	(845133)
35	08/03/2010	(845134)
36	08/03/2010	(845135)
37	08/03/2010	(845136)
38	08/03/2010	(845137)
39	08/03/2010	(845138)
40	08/03/2010	(845139)
41	08/03/2010	(845140)
42	08/03/2010	(845141)
43	08/03/2010	(845142)
44	08/03/2010	(845143)
45	08/03/2010	(845144)
46	08/03/2010	(845145)
47	08/03/2010	(845146)
48	08/03/2010	(845147)
49	08/03/2010	(845148)
50	08/03/2010	(845149)
51	08/03/2010	(845150)
52	08/03/2010	(845151)
53	08/03/2010	(845152)
54	08/03/2010	(845153)
55	08/03/2010	(845154)
56	08/03/2010	(845155)
57	08/03/2010	(845156)
58	08/03/2010	(845157)
59	08/03/2010	(845158)
60	08/03/2010	(846593)
61	10/01/2010	(850384)
62	10/15/2010	(870698)
63	12/10/2010	(880929)
64	12/17/2010	(888354)
65	12/07/2010	(888355)
66	12/17/2010	(888356)

	67 1	2/17/201	10 (888	3357)						
	68 1	2/17/201	10 (888	3358)						
	69 1	2/17/201	10 (896	6641)						
	70 0	4/01/201	11 (908	3092)						
	71 0	8/03/201	•	5961)						
		8/03/201	•	5962)						
		8/03/201	•	5963)						
			•							
		7/15/201		7767)						
		6/22/201	,	3391)						
		6/22/201	•	3392)						
		6/22/201	•	3393)						
	78 0	6/22/201	11 (93	8394)						
	79 0	6/22/201	11 (93	3395)						
	80 0	6/22/201	11 (94	5760)						
	81 0	2/10/20	12 (98:	2680)						
Written no	tices of viola	itions (NO	V). (CCEDS	Inv. Tra	ick. No.)					
			Date: 08/1	0/2007	(571290)	_	N6031804	22		
			Self Report?		(37 1300)	·	140031004	Classification:	Moderate	
			Citation:		C Chapter 317	7 317 4(a)(8	3)	Olassilication.	Wibderate	
			Description:					kflow prevention	assembly (RPB/	A) device at
				the pla	ant's main pota	able water li	ine.			
			Self Report?					Classification:	Minor	
			Citation: WQ00109		C Chapter 305	5, SubChap	ter F 305.1	125(5)		
			Description:			adequate sa	feguards t	o prevent the dis	charge of untreat	ted or
						•	-	cal power failure:	-	
			Date: 09/3	0/2007	(845145)	С	N6031804	23		
			Self Report?		(= . =)	_		Classification:	Moderate	
			Citation:		VC Chapter 26	6, SubChap	ter A 26.12	21(a)		
					05, SubChapte					
			Description:	Failur	e to meet the l	limit for one	or more p	ermit parameter		
			Date: 10/3	1/2007	(845148)	С	N6031804	23		
			Self Report?	YES				Classification:	Moderate	
	Citation:		2D TWC (Chapter 2	26, SubChapte	er A 26.121	(a)			
			30 TAC C	napter 3	05, SubChapte	er F 305.12	5(1)			
	Description	:	Failure to	meet the	limit for one o	or more pen	mit parame	eter		
	Date: 1	1/30/2007	7 (845	5152)		., C	N6031804	23		
	Self Report	? YE	S					Classification:	Moderate	
	Citation:				26, SubChapte					
	Description			•	05, SubChapte limit for one o			ator		
	•	2/31/2007		5156)	inime for one c	-	N6031804			
	Date: 1 Self Report		,	1130)			140031004	Classification:	Moderate	
	Citation:			Chapter :	26, SubChapte	er A 26.121	(a)	Olabomodii.		
				•	05, SubChapte		. ,			
	Description				limit for one o	•	•			
		1/31/200	•	5118)		C	N6031804		Madausta	
	Self Report	? YE		Shantor:	26, SubChapte	or A 26 121	(2)	Classification:	Moderate	
	Citation:			•	20, SubChapte 05, SubChapte					
	Description	:		•	limit for one o			eter		
	Date: 0	2/29/2008	R (84)	5124)		C	N6031804	23		
	Self Report		•					Classification:	Moderate	
	Citation:			Chapter:	26, SubChapte	er A 26.121	(a)			
			30 TAC C	hapter 3	05, SubChapte	er F 305.12	5(1)			
	Description				limit for one o	-				
		3/03/2008 3 NC		9819)		C	N6031804	23 Classification:	Moderate	
	Self Report Citation:	? NC		nanter 2	05, SubChapte	er F 305 12	5(1)	Giassification:	WINDER ALE	
	Juanon.			•	05, SubChapte 05, SubChapte		, ,			
	Description	:		•	OR MONIT PE					
	Self Report	? NC						Classification:	Moderate	
	Citation:				05, SubChapte					
	Description			•	05, SubChapte OR MONIT PE					

NON-RPT VIOS FOR MONIT PER OR PIPE

Classification: Moderate

Description:

Self Report?

NO

Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description: Self Report?	NON-RPT VIOS FOR MONIT PER OR PIPE NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)	oldoomoudo	
Description:	30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO 20 TAC Charter 205 Cub Charter F 205 125(1)	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report? Citation:	NO 30 TAC Chapter 305, SubChapter F 305.125(1)	Classification:	Moderate
Citation.	30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	ÑO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE		
Self Report? Citation:	NO 30 TAC Chapter 305, SubChapter F 305.125(1)	Classification:	Moderate
Citation.	30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE	a	
Self Report? Citation:	NO 30 TAC Chapter 305, SubChapter F 305.125(1)	Classification:	Moderate
Citation.	30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE	Classification	Madarata
Self Report? Citation:	NO 30 TAC Chapter 305, SubChapter F 305.125(1)	Classification:	Moderate
	30 TAC Chapter 305, SubChapter F 305.125(17)		
Description: Self Report?	NON-RPT VIOS FOR MONIT PER OR PIPE NO	Classification:	Moderate
Citation:	30 TAC Chapter 305, SubChapter F 305.125(1)	Oldooniou.	Moderate
	30 TAC Chapter 305, SubChapter F 305.125(17)		
Description:	NON-RPT VIOS FOR MONIT PER OR PIPE	400.400	
Date: 03/31. Self Report?	/2008 (845126) CN603 YES	Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a)	0,000,000,00	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
D	30 TAC Chapter 305, SubChapter F 305.125(1)	romotor	
Description:	Failure to meet the limit for one or more permit pa		
Date: 05/31. Self Report?	/2008 (845134) CN603 ⁻ YES	180423 Classification:	Moderate
Citation:	2D TWC Chapter 26, SubChapter A 26.121(a)	C.Goomouton.	
	30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit pa		
Date: 06/30	/2008 (845137) CN6031	180423 Classification:	Moderate
Self Report? Citation:	2D TWC Chapter 26, SubChapter A 26.121(a)	CIGOSHICABOTI.	moderate
	30 TAC Chapter 305, SubChapter F 305.125(1)		
Description:	Failure to meet the limit for one or more permit pa	rameter	

CN603180423 Date: 07/31/2008 (845140)Self Report? Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter CN603180423 Date: 09/30/2008 (845146) Moderate Self Report? Classification: 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter CN603180423 Date: 10/31/2008 (845149) Classification: Self Report? Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter 03/31/2009 (845127) CN603180423 Classification: Moderate Self Report? 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter CN603180423 Date: 05/31/2009 (845135) Classification: Moderate Self Report? 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: 08/31/2009 (845144) CN603180423 Date: Classification: Moderate Self Report? 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: CN603180423 Date: 10/31/2009 (845150) Classification: Moderate Self Report? YES Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: CN603180423 Date: 11/30/2009 (845154)Classification: Moderate Self Report? 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: 12/31/2009 (845158) CN603180423 Self Report? Classification: Moderate 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305,125(1) Description: Failure to meet the limit for one or more permit parameter CN603180423 02/28/2010 (845123) Date: Classification: Moderate Self Report? Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: CN603180423 03/31/2010 (845128) Date: Classification: Self Report? Moderate 2D TWC Chapter 26, SubChapter A 26.121(a) Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: CN603180423 04/28/2010 (827825) Date: Classification: Self Report? Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Classification: Moderate NO Self Report? 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Classification: Self Report? NO 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305,125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description:

Classification:

Moderate

NO

30 TAC Chapter 305, SubChapter F 305,125(1) 30 TAC Chapter 305, SubChapter F 305,125(17)

Self Report? Citation:

NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305,125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Classification: Self Report? NO Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: NO Classification: Moderate Self Report? Citation: 30 TAC Chapter 305, SubChapter F 305,125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Classification: Moderate Self Report? NO 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) NON-RPT VIOS FOR MONIT PER OR PIPE Description: Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 305, SubChapter F 305.125(17) Description: NON-RPT VIOS FOR MONIT PER OR PIPE Classification: Self Report? NO Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(17) Description: NON-RPT VIOS FOR MONIT PER OR PIPE (845132) CN603180423 Date: 04/30/2010 Self Report? Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter Description: 08/06/2010 (827233)CN603180423 Date: Self Report? Classification: Moderate Citation: 2A TWC Chapter 5, SubChapter A 5.134(a) Failure to use a NELAC certified laboratory that is accredited under the Texas Description: Laboratory Accredited Program. In addition, Chain of Custody information was incomplete. Self Report? NO Classification: Moderate 30 TAC Chapter 319, SubChapter A 319.5(b) Citation: Failure to sample effluent from the WWTF on a weekly basis according to permit Description: requirements. During the investigation it was learned that the operator was taking samples on successive days twice a month. Classification: Self Report? 30 TAC Chapter 319, SubChapter A 319.7(c) Citation: Description: Failure to submit monthly DMRs. No DMR data has been received since July 2006. Self Report? Classification: Moderate Citation: 30 TAC Chapter 319, SubChapter A 319.11(b) Failure to perform manganese correction on Total Chlorine Residual sampling. The Description: operator stated that he used to perform manganese correction but stopped. A managanese interference of approximately 0.4 mg/L was documented on the duplicate samples conducted during the investigation. Self Report? NO Classification: Major Citation: 30 TAC Chapter 305, SubChapter F 305.125(11)(B) 30 TAC Chapter 305, SubChapter F 305.125(11)(C) Failure to submit Annual Sludge Report. The Town of Lakewood Village has received Description: letters dated March 3, 2008, and April 28 2010 from the Compliance Monitoring Team in Austin. Both letters are Notice of Noncompliance for failure to submit the ASR. Self Report? NO Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 305, SubChapter F 305.125(11)(B) Failure to document all required information on sludge manifests. Specifically, there are Description: no transporter numbers on the three manifests reviewed for 2009 and 2010. Classification: Self Report? NO 30 TAC Chapter 305, SubChapter F 305.125(5)

Failure to properly dispose of bar screenings. During the investigation it was learned

Description:

that screenings are disposed into the uncovered sludge dumpster and removed only when sludge is disposed.

Self Report?

Classification:

Classification:

Classification:

Classification:

Classification:

Moderate

Minor

Moderate

Moderate

Moderate

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(5)

Failure to properly operate and maintain the WWTF. Specifically, the weir needs Description:

to be leveled to prevent short circuiting and the weirs need to be cleaned of algae

Self Report? Citation:

NO

30 TAC Chapter 305, SubChapter F 305.125(5)

Description:

Citation:

Failure to post warning signs on WWTF perimeter fence.

Self Report?

30 TAC Chapter 317 317,4(a)(8)

30 TAC Chapter 317 317.7(i)

Description: Self Report?

NO

Failure to perform annual testing on the RPZ backflow prevention device.

30 TAC Chapter 305, SubChapter F 305.125(1)

Citation: Description:

Failure to calibrate the flow meter on an annual basis.

10/31/2011 Date:

(1003862)

CN603180423

Self Report?

YES

Classification:

2D TWC Chapter 26, SubChapter A 26.121(a)

Citation: Description:

30 TAC Chapter 305, SubChapter F 305.125(1) Failure to meet the limit for one or more permit parameter

02/29/2012

(1003857)

CN603180423

Citation:

Self Report?

2D TWC Chapter 26, SubChapter A 26.121(a)

30 TAC Chapter 305, SubChapter F 305.125(1)

Description:

Failure to meet the limit for one or more permit parameter (1010426)

Date: 03/31/2012

YES

CN603180423

Classification: Moderate

Self Report? Citation:

2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

F. Environmental audits

N/A

Type of environmental management systems (EMSs). G.

H. Voluntary on-site compliance assessment dates.

Participation in a voluntary pollution reduction program. 1

Early compliance.

NA

Sites Outside of Texas

N/A

Texas Commission on Environmental Quality



IN THE MATTER OF AN	8	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
TOWN OF LAKEWOOD VILLAGE	§	
RN101917706	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2012-0512-MWD-E

At its ______ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding the Town of Lakewood Village ("the Respondent") under the authority of Tex. Water Code chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this agreement to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. The Respondent owns and operates a wastewater treatment plant located approximately 275 feet east of the intersection of Green Meadow Drive and Shoreline Drive in Denton County, Texas (the "Facility").

- 2. The Facility adjoins, is continguous with, surrounds, or is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
- 3. During a record review on January 30, 2012, TCEQ staff documented that the Respondent did not submit discharge monitoring reports ("DMRs") for the months of June 2011 through October 2011 by the 20th day of the following month.
- 4. During a record review on January 30, 2012, TCEQ staff documented that the Respondent did not submit the annual sludge report for the monitoring period ending July 31, 2011 by September 1, 2011.
- 5. During a record review on May 24, 2012, TCEQ staff documented that the Respondent did not comply with permitted effluent limits, as shown in the table below:

	NH3-N Daily Avg. Conc.	NH3-N Single Grab Conc.	TSS Daily Avg. Conc.	TSS Single Grab Conc.
Month/Year	3 mg/L	15 mg/L	15 mg/L	60 mg/L
October 2011	8.45	16.7	c	c
February 2012	4.33	c	c	c
March 2012	6.35	c	31.83	111

mg/L = milligrams per liter TSS = total suspended solids

Avg. = average c = compliant

Conc. = concentration NH3-N = ammonia nitrogen

- 6. During a record review on May 24, 2012, TCEQ staff documented that the Respondent did not submit complete effluent monitoring results at the intervals specified in the permit. Specifically, the Respondent did not report the values for *Escherichia coli* ("E. coli") for the monitoring periods ending January 31, 2012, February 29, 2012 and March 31, 2012.
- 7. The Respondent received notice of the violations on February 15, 2012 and June 20, 2012.
- 8. The Executive Director recognizes that the Respondent, through a new operator, has implemented the following corrective measures at the Facility:
 - a. On April 26, 2012, submitted the DMRs for the months of June 2011 through October 2011 and the annual sludge report for the monitoring period ending July 31, 2011, and implemented procedures to ensure that DMRs and sludge reports will be submitted timely;

- b. On June 13, 2012 submitted revised DMRs with *E. coli* data for the monitoring periods ending January 31, 2012, February 29, 2012 and March 31, 2012 and implemented procedures to ensure that all parameters are submitted at the intervals required by the permit; and
- c. By May 31, 2012, the Respondent returned to compliance with permitted effluent limitations by replacing blowers, diffusers and some of the air headers and by maintaining the accumulated sludge from the Facility.

II. CONCLUSIONS OF LAW

- 1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE chs. 7 and 26 and the rules of the Commission.
- 2. As evidenced by Findings of Fact No. 3, the Respondent failed to timely submit monitoring results at the intervals specified in the permit, in violation of 30 Tex. ADMIN. CODE §§ 305.125(17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010903001, Monitoring and Reporting Requirements No. 1.
- 3. As evidenced by Findings of Fact No. 4, the Respondent failed to timely submit the annual sludge report for the monitoring period ending July 31, 2011, in violation of 30 Tex. Admin. Code § 305.125(17) and TPDES Permit No. WQ0010903001, Sludge Provisions.
- 4. As evidenced by Findings of Fact No. 5, the Respondent failed to comply with permitted effluent limits, in violation of TPDES Permit No. WQ0010903001, Effluent Limitations and Monitoring Requirements No. 1, 30 Tex. ADMIN. CODE § 305.125(1) and Tex. WATER CODE § 26.121(a).
- 5. As evidenced by Findings of Fact No. 6, the Respondent failed to submit complete effluent monitoring results at the intervals specified in the permit, in violation of TPDES Permit No. WQ0010903001, Monitoring and Reporting Requirements No. 1, and 30 Tex. Admin. Code §§ 305.125(17) and 319.1.
- 6. Pursuant to Tex. Water Code § 7.051, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- 7. An administrative penalty in the amount of Eight Thousand Eighty-Two Dollars (\$8,082) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in Tex. Water Code § 7.053. The Respondent has paid the Eight Thousand Eighty-Two Dollar (\$8,082) administrative penalty.

Town of Lakewood Village DOCKET NO. 2012-0512-MWD-E Page 4

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of Eight Thousand Eighty-Two Dollars (\$8,082) as set forth in Section II, Paragraph 7 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Town of Lakewood Village, Docket No. 2012-0512-MWD-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 3. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 4. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 5. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 6. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or

Town of Lakewood Village DOCKET NO. 2012-0512-MWD-E Page 5

authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under Tex. Bus. Org. Code § 1.002.

7. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 Tex. Admin. Code § 70.10(b) and Tex. Gov't Code § 2001.142.

Town of Lakewood Village DOCKET NO. 2012-0512-MWD-E Page 6

For the Commission

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Pamo Vanzi J	2/13/13
For the Executive Director	Date
Town of Lakewood Village. I am authorized t the Town of Lakewood Village, and do agree	d the attached Agreed Order in the matter of the to agree to the attached Agreed Order on behalf of to the specified terms and conditions. I further ment for the penalty amount, is materially relying
certain procedural rights, including, but not addressed by this Agreed Order, notice of an hearing, and the right to appeal. I agree	eed Order, the Town of Lakewood Village waives limited to, the right to formal notice of violations n evidentiary hearing, the right to an evidentiary to the terms of the Agreed Order in lieu of an constitutes full and final adjudication by the Agreed Order.
 and/or failure to timely pay the penalty amount A negative impact on compliance history Greater scrutiny of any permit applicated Referral of this case to the Attorney additional penalties, and/or attorney for a linereased penalties in any future enforty Automatic referral to the Attorney General TCEQ seeking other relief as authorized 	tions submitted; General's Office for contempt, injunctive relief, ees, or to a collection agency; rement actions; eneral's Office of any future enforcement actions;
Signature	9/21/12 Date
Name (Printed or typed) Authorized Representative of Town of Lakewood Village	Mnyor_ Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IIÌ, Paragraph 1 of this Agreed Order.